

Senate Majority Leader Gloria Romero

The Majority Monday Memo

A look ahead in the California Senate

For the week beginning August 21, 2006



Senate Democrats: Welcome to the Majority Monday Memo – my effort to keep you up to date on the major events coming up in and around the Senate. Please submit items you would like included in future memos to me personally, to my office in Room 313, or by e-mail to rosanna.carvacho@sen.ca.gov.

Monday, August 21

DEMOCRATIC CAUCUS. A Senate Democratic Caucus will convene.
Maddy Lounge, 9:30 a.m.

SENATE SESSION. The Senate will convene at 10:00 a.m.

TRIBUTES. The Senate will pay tribute to Senator Dunn at 10:30 a.m. and Senator Speier at 1:30 p.m. **Senate Chambers**

ASSEMBLY SESSION. The Assembly will convene at 12:00 noon

APPROPRIATIONS. The Senate Appropriations Committee will meet to hear the remaining Assembly Bills including AB 386 (Lieber), the MOU for Bargaining Units 16, American Physicians & Dentists and 19, AFSCME.
Room 4203, Upon Call of the Chair

LATINO CAUCUS. The Latino Caucus will hold an organizational meeting.
CA Labor Federation Conference Room, 5:00 p.m. – 6:30 p.m.

MAYOR VILLARAIGOSA. Los Angeles Mayor Antonio Villaraigosa will be in the Capitol talking to members about AB 1381 (Nunez/Romero) relative to Mayoral Governance.

Tuesday, August 22

SENATE SESSION. The Senate will convene at 9:00 a.m.

TRIBUTES. The Senate will pay tribute to Senator Poochigian at 9:30 a.m. and Senator Chesbro at 1:30 p.m. **Senate Chambers**

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ASSEMBLY SESSION. The Assembly will convene at 9:30 a.m.

TRASH BASH. Californians Against Waste will hold its 29th Annual Birthday Bash. Gaylord's Courtyard, 6:00 p.m.

Wednesday, August 23

SENATE SESSION. The Senate is scheduled to convene at 9:00 a.m.

TRIBUTE. The Senate will pay tribute to Senator Ortiz and her service to the people of California. **Senate Chambers, 1:30 p.m.**

ASSEMBLY SESSION. The Assembly is scheduled to convene at 9:30 a.m.

Thursday, August 24

SENATE SESSION. The Senate is scheduled to convene at 9:00 a.m.

TRIBUTES. The Senate will pay tribute to Senator Soto at 9:30 a.m. and Senator Alarcon at 1:30 p.m. **Senate Chambers**

ASSEMBLY SESSION. The Assembly is scheduled to convene at 9:30 a.m.

Friday, August 25

LEGISLATIVE DEADLINE. Today is the last day to amend bills on the Senate floor.

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INITIATIVE UPDATE AS OF AUGUST 15, 2006

- 1210. Political Contributions and Expenditures by Corporations. Sharehold Consent Requirements. Limits and Penalties. Initiative Statute. **FAILED** to Qualify.
- 1213. "Three Strikes" Law. Sentences for Repeat Felony Offenders. Initiative Statute. **WITHDRAWN** from Circulation.

For more information on initiatives, go to: http://www.ss.ca.gov/elections/elections_j.htm

INITIATIVES PENDING RAW COUNT OF SIGNATURES

1211. (SA2006RF0005, Amdt. #2-NS) Repeat Offenders. Sentencing. Initiative Statute.

Summary Date: 03/17/06 Circulation Deadline: 08/14/06 Signatures Required: 373,816

Proponent: Steven J. Ipsen, Steve Remige and Lavanda Hawkins (213) 700-4133

Reclassifies "violent" felonies as "Class A," "serious" felonies as "Class B," and other felonies as "Class C." Changes Three Strikes law and other sentence enhancements for repeat offenders by lengthening certain sentences and expanding list of felonies subject to the Three Strikes law. Provides courts with more sentencing options, including shorter sentences, for "third strikers" committing Class C felonies. Authorizes resentencing for certain "third strikers" serving life sentences for non-violent, non-serious felonies. Creates program to educate inmates on the consequences of committing new crimes. Increases parole periods and sentences for parole violations.

PROPOSITIONS ON THE NOVEMBER 7, 2006 GENERAL ELECTION BALLOT

Proposition 1A

SCA 7 (Resloution Chapter 49, 2006). Torlakson.

Transportation Investment Fund

Proposition 1B

SB 1266 (Chapter 25, 2006). Perata.

Highway Safety, Traffic Reduction, Air Quality, Port Security Bond Act of 2006

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Proposition 1C

SB 1689 (Chapter 27, 2006). Perata.

Housing and Emergency Shelter Trust Fund Act of 2006.

Proposition 1D

AB 127 (Chapter 35, 2006). Núñez.

Education facilities: Kindergarten-University Public Education Facilities Bond Act of 2006.

Proposition 1E

AB 140 (Chapter 33, 2006). Núñez.

Disaster Preparedness and Flood Prevention Bond Act of 2006.

Proposition 83

1154. (SA2005RF0092) Sex Offenders. Sexually Violent Predators. Punishment, Residence Restrictions and Monitoring. Initiative Statute.

Proponent: Richard Gann, George Runner and Sharon Runner, c/o Dave Gilliard (916) 444-1502

Increases penalties for violent and habitual sex offenders and child molesters. Prohibits registered sex offenders from residing within 2,000 feet of any school or park, and requires lifetime Global Positioning System monitoring of felony registered sex offenders. Expands the definition of a sexually violent predator, and changes the current two-year involuntary civil commitment for a sexually violent predator to an indeterminate commitment, subject to annual review by the Director of Mental Health and petition by the sexually violent predator for conditional release or unconditional discharge.

Proposition 84

1185. (SA2005RF0131) Water Quality, Safety and Supply. Flood Control. Natural Resource Protection. Park Improvements. Bonds. Initiative Statute.

Proponent: Stephen J. Kaufman (213) 452-6565

Authorizes \$5,388,000,000 in general obligation bonds, payable from the state's General Fund, to fund projects relating to safe drinking water, water quality and supply, flood control, waterway and natural resource protection, water pollution and contamination control, state and local park improvements, public access to natural resources, and conservation efforts. Provides funding for emergency drinking water, and exempts such expenditures from public contract and procurement requirements to ensure immediate action for public safety.

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Proposition 85

1186. (SA2005RF0132, Amdt. #1-S) Waiting Period and Parental Notification Before Termination of Minor's Pregnancy. Initiative Constitutional Amendment.

Proponent: Paul E. Laubacher, R.N. (916) 381-7094

Amends California Constitution to prohibit abortion for unemancipated minor until 48 hours after physician notifies minor's parent or legal guardian, except in medical emergency or with parental waiver. Permits minor to obtain court order waiving notice based on clear and convincing evidence of minor's maturity or best interests. Mandates various reporting requirements, including reports from physicians regarding abortions performed on minors. Authorizes monetary damages against physicians for violation. Requires minor's consent to abortion, with certain exceptions. Permits judicial relief if minor's consent coerced.

Proposition 86

1197. (SA2005RF0139, Amdt. #1-NS) Tax on Cigarettes. Initiative Constitutional Amendment and Statute.

Proponent: Paul Knepprath (916) 444-8801

Imposes additional 13 cent tax on each cigarette distributed (\$2.60 per pack), and indirectly increases tax on other tobacco products. Provides funding to qualified hospitals for emergency services, nursing education and health insurance to eligible children. Revenue also allocated to specified purposes including tobacco use prevention programs, enforcement of tobacco-related laws, and research, prevention and treatment of various conditions including cancers (breast, cervical, prostate and colorectal), heart disease, stroke, asthma and obesity. Exempts recipient hospitals from antitrust laws in certain circumstances. Revenue excluded from appropriation limits and Proposition 98 calculations.

Proposition 87

1196. (SA2005RF0138, Amdt. #2-S) Alternative Energy. Research, Production, Incentives. Tax on California Oil. Initiative Constitutional Amendment and Statute.

Proponent: James C. Harrison and Thomas A. Willis c/o Remcho, Jobansen & Purcell (510) 346-6200

Establishes \$4 billion program to reduce oil and gasoline usage by 25%, with research and production incentives for alternative energy, alternative energy vehicles, energy efficient technologies, and for education and training. Funded by tax of 1.5% to 6%, depending on oil price per barrel, on producers of oil extracted in California. Prohibits producers from passing tax on to consumers. Program administered by California Energy Alternatives Program Authority. Prohibits changing tax while indebtedness remains. Revenues excluded from Proposition 98 calculations and appropriation limits.

Proposition 88

1189. (SA2005RF0126) Education Funding. Real Property Parcel Tax. Initiative Constitutional Amendment and Statute.

Proponent: John D. Adkisson c/o Joan L. Cassman and Steven D. Miller (415) 777-3200

Provides additional public school funding for kindergarten through grade 12 by imposing a \$50 tax on each real property parcel; exempts certain elderly and disabled homeowners. Funds must be used for class size reduction, textbooks, school safety, Academic Success facility grants, and a data system to evaluate educational program effectiveness. Provides for reimbursement to government entities to offset anticipated decrease in other tax revenue. Prohibits fund use for school administrative overhead. Requires school district audits and penalties for fund misuse. Excludes funds from Proposition 98 calculations.

Proposition 89

1216. (SA2006RF0015, Amdt. #2-S) Political Campaigns. Public Financing. Corporate Tax Increase. Contribution and Expenditure Limits. Initiative Statute.

Proponent: Deborah Burger c/o Michael Lighty (510) 273-2200

Provides that candidates for state elective office meeting certain eligibility requirements, including collection of a specified number of \$5.00 contributions from voters, may voluntarily receive public campaign funding from the Fair Political Practices Commission, in amounts varying by elective office and type of election. Increases income tax rate on corporations and financial institutions by 0.2 percent to fund program. Imposes new limits on campaign contributions to state-office candidates and campaign committees, and new restrictions on contributions and expenditures by lobbyists and corporations.

Proposition 90

1204. (SA2005RF0146) Government Acquisition, Regulation of Private Property. Initiative Constitutional Amendment.

Proponent: Anita S. Anderson

Bars state and local governments from condemning or damaging private property to promote other private projects, uses. Limits government's authority to adopt certain land use, housing, consumer, environmental and workplace laws and regulations, except when necessary to preserve public health or safety. Voids unpublished eminent domain court decisions. Defines "just compensation." Government must occupy condemned property or lease property for public use. Condemned private property must be offered for resale to prior owner or owner's heir at current fair market value if government abandons condemnation's objective. Exempts certain governmental actions.